

SECURITIES AND EXCHANGE COMMISSION  
(Release No. 34-58705; File No. SR-Amex-2008-63)

October 1, 2008

Self-Regulatory Organizations; American Stock Exchange LLC; Order Granting Approval of Proposed Rule Change to Establish New Membership, Member Firm Conduct, and Equity Trading Rules Following the Exchange's Acquisition by NYSE Euronext

I. Introduction

On July 28, 2008, the American Stock Exchange LLC ("Amex" or the "Exchange"), filed with the Securities and Exchange Commission ("Commission"), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> a proposed rule change to establish new membership, member firm conduct, and equity trading rules following the Exchange's acquisition by NYSE Euronext. The proposal was published for comment in the Federal Register on August 7, 2008.<sup>3</sup> No comments were received on the proposal. This order approves the proposed rule change.

II. Description of the Proposal

A. Background

As described in detail in a separate proposed rule change,<sup>4</sup> NYSE Euronext intends to acquire Amex's parent corporation, the Amex Membership Corporation, and restructure the Exchange's ownership through a series of mergers ("Mergers"), following which Amex will be

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<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> See Securities Exchange Act Release No. 58265 (July 30, 2008), 73 FR 46075 (SR-Amex-2008-63) ("Notice").

<sup>4</sup> See Securities Exchange Act Release No. 58284 (August 1, 2008), 73 FR 46086 (August 7, 2008) (SR-Amex-2008-62) ("Acquisition Proposal").



















